

**IN THE UNITED STATES DISTRICT COURT**  
**DISTRICT OF MASSACHUSETTS**

IN RE: WEBLOYALTY.COM, INC.  
MARKETING AND SALES  
PRACTICES LITIGATION

MDL No. 07-1820

Lead Case: 06-11620-JLT

**JOINT MOTION TO ESTABLISH DATE  
FOR ANSWER TO SECOND AMENDED  
CONSOLIDATED COMPLAINT**

Pursuant to Rule 16 of the Federal Rules of Civil Procedure and Rule 16.1 of the Local Rules for the U.S. District Court for the District of Massachusetts (“Local Rule 16.1”), the Parties respectfully submit the following Joint Motion to Establish Date for Answer to Second Amended Consolidated Complaint:

1. On February 15, 2007, the Judicial Panel on Multidistrict Litigation (the “Panel”) consolidated four existing class actions and transferred them to this Court.

2. On September 11, 2007, a tag-along action styled DeDomenico vs. Webloyalty.com, Inc., et. al., Case No. 07-CA-11696 JLT was filed in this judicial district (the “Tag-Along Action”). Due to the fact that the Tag-Along Action was filed in the same district that the four consolidated class actions have been transferred to, the Panel is not required to issue a conditional transfer order transferring the tag-along action.

3. On November 1, 2007, Paula DeDomenico, Plaintiff in the Tag-Along Action, filed a motion seeking consolidation of the Tag-Along Action with this proceeding, a copy of which is attached hereto as Exhibit “A”

4. Co-Counsel for Defendants in the Tag-Along Action are also co-counsel for Defendants in this action.

5. Pursuant to agreement of the Parties, Plaintiffs in this action will file their Second Amended Consolidated Complaint on November 9, 2007.

6. The parties have further agreed, subject to court approval, that Defendants shall file their Answer to Plaintiffs' Second Amended Consolidated Complaint by November 27, 2007.

WHEREFORE, the Parties respectfully request that this Court enter an Order setting a date of November 27, 2007 for the filing of Defendants' Answer to Plaintiffs' Second Amended Consolidated Complaint, and grant any other and further relief that this Court deems just and proper.

Dated: November 1, 2007

Respectfully submitted,

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By: /s/ David J. George  
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Dated: November 1, 2007

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**CERTIFICATE OF SERVICE**

I hereby certify that on November 1, 2007, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record or *pro se* parties identified on the attached Service List in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

/s/ David J. George  
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